

MAGISTRATE'S CRIMINAL MINUTES

ARRAIGNMENT
PLEA AND
SENTENCETime in Court: _____ Hrs 13 MinFiled in Open Court: Date: 09/29/2021 Time: 10:55 am Tape: FTR GOLDMagistrate (presiding): LINDA T. WALKERDeputy Clerk: Sonya CogginsCase Number: 1:21-CR-364Defendant's Name: Brandon HartnettAUSA: Noah SchectmanDefendant's Attorney: Carmen Brooks

USPO/PTR: _____

Type Counsel: () Retained () CJA (X) FPD () Waived

ARREST DATE: _____

INTERPRETER: _____

☒ INITIAL APPEARANCE HEARING. (X) In THIS DISTRICT Dft in custody? (X) Yes () No☒ Defendant advised of right to counsel. () WAIVER OF COUNSEL filed.☒ ORDER appointing Federal Defender Program as counsel. () INITIAL APPEARANCE ONLY.

ORDER appointing _____ as counsel.

ORDER giving defendant _____ days to employ counsel (cc: served by Mag CRD)

Dft to pay attorney fees as follows: _____

INFORMATION/COMPLAINT filed. _____ WAIVER OF INDICTMENT filed.

☒ Copy **indictment**/information given to dft? (X) Yes () No Read to dft? () Yes () No (X) Prior to Hrg

CONSENT TO TRIAL BEFORE MAGISTRATE (Misd / Petty) offense filed.

☒ ARRAIGNMENT HELD. () Superseding indictment / information () Dft's WAIVER of appearance filed.

Arraignment continued to _____ at _____ Request of () Govt () Dft

Dft failed to appear for arraignment. Bench warrant issued _____

☒ Dft enters PLEA OF NOT GUILTY. () Dft stood mute; plea of NOT GUILTY entered. () Waiver of appearance.

MOTION TO CHANGE PLEA, and order allowing same.

☒ ASSIGNED TO JUDGE TIMOTHY C. BATTEN for (X) trial () arraignment/sentence.☒ ASSIGNED TO MAGISTRATE Catherine M. Salinas for pretrial proceedings.☒ Estimated trial time: _____ days. (X) SHORT () MEDIUM () LONG

PRE-SENTENCE INVESTIGATION filed. Referred to USPO for PSI and continued

until _____ at _____ for sentencing.

Case No.:
Defendant:

Government MOTION FOR DETENTION filed. Hearing set for _____ at _____

Temporary commitment issued.

BOND/PRETRIAL DETENTION HEARING

BOND / PRETRIAL DETENTION hearing held.

Government MOTION FOR DETENTION () GRANTED () DENIED () WITHDRAWN

WRITTEN ORDER TO FOLLOW.

HEARING HELD on motion for reduction / modification of bond.

Motion for reduction / modification of Bond () GRANTED () DENIED.

WRITTEN ORDER TO FOLLOW.

BOND SET at _____

Non-surety

Surety () Cash () Property () Corporate surety ONLY

SPECIAL CONDITIONS: _____

Bond filed; defendant released.

Bond NOT EXECUTED. Defendant to remain in Marshal's custody.

WITNESSES:

Case No.:
Defendant:

MISC: MAGISTRATE JUDGE'S ORDER

Pursuant to the Due Process Protections Act, the Court confirms the United States' obligation to disclose to the defendant all exculpatory evidence- that is, evidence that favors the defendant or casts doubt on the United States' case, as required by *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny, and ORDERS the United States to do so. The government has a duty to disclose any evidence that goes to negating the defendant's guilt, the credibility of a witness, or that would reduce a potential sentence. The defendant is entitled to this information without a request. Failure to disclose exculpatory evidence in a timely manner may result in consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, disciplinary action, or sanctions by the Court.

X
